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6 ABBYY USA SOFTWARE HOUSE, INC,

7 Plaintiff,

8 No. C 08-01035 JSW

9 v.

10 NUANCE COMMUNICATIONS INC,

11 **ORDER VACATING HEARING**

12 Defendant.

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15 Pursuant to Civil Local Rule 7-1(b), the Court finds that the motion to dismiss which has
16 been noticed for hearing on Friday, October 3, 2008 at 9:00 a.m., is appropriate for decision
17 without oral argument. Accordingly, the hearing date is hereby VACATED. The motion will
18 be taken under submission and decided on the papers.

19 **IT IS SO ORDERED.**

20
21 Dated: September 30, 2008

22 _____
23 *Jeffrey S. White*
24 JEFFREY S. WHITE
25 UNITED STATES DISTRICT JUDGE